

Red Cliff Band of Lake Superior Chippewas

SPECIAL COUNCIL MEETING

October 18, 2011

4:30 p.m. Legendary Waters Buffalo Bay Grand Ballroom

Meeting called to order by 4:30 p.m. by Rose Soulier, Tribal Chairperson.

ROLL CALL:

Rose Soulier, Present

Marvin Defoe, Present

Laura J. Gordon, Present

Jim Pete, Present

Jeanne Gordon, Present

Mike Gurnoe, Present

Joanne Peterson, Present

Bryan Bainbridge, Present

Robert Bear, Present

Quorum

Also in attendance: Mark Montano, Director of Tribal Operations, David Ujke, Tribal Attorney and community members.

OPENING CEREMONY

Opening ceremony performed by Frank Montano.

AGENDA

Jeanne Gordon moved to approve the agenda. Seconded by Joanne Peterson. Motion carried.

OLD BUSINESS

GLIFWC ENFORCEMENT IN MICHIGAN WATERS

Jim Zorn and Fred Maulson were present from the GLIFWC office. Jim Zorn explained why they were at this meeting on what the issue was and what procedures were followed. The Tribe has an Ordinance that is enforced. Chris Peterson stated his boat was searched and he was not there. Regarding the camping issue the Park Service was closing and stated I did not need a permit, came back and the Warden said need one. GLIFWC Wardens are enforcing the Code on Red Cliff people and have no authority to do that. Discussed. GLIFWC is getting up to speed now; they were dealing with cut positions. Chad Abel stated the Red Cliff Tribal Wardens will be in Michigan more than once per month. Fred Maulson acknowledged the memo from the Chairperson and appreciates the notice of the possible Code change.

George Newago stated there needs to be respect; he stated in Mille Lacs they put him on notice regarding respect. Fred Maulson stated it appears to be a communication problem between the agencies on the campground issue. Jim Zorn agrees with George Newago on respect. Jim Zorn will talk to the GLIFWC officers regarding dealing with people. GLIFWC will sit down and work with Mark Duffy due on Warden Duties, so they don't double up on them. It was suggested GLIFWC come to the Red Cliff Fishing meetings so they can know the faces of our Fisherman.

LEGENDARY WATERS OPERATING BUDGET

Jeff Gordon handed Council the Gaming Commission and Compliance budget. Discussed utilities, employees, audit budget. Pertaining to audits, the internal audit was done by the Compliance Officer with external audit being done by Roe and Meyer.

Joanne Peterson moved to approve the 2012 Gaming Commission budget. Seconded by Mike Gurnoe. Motion carried.

Marvin Defoe moved to approve the Legendary Waters 2012 Operating budget, and to make adjustments and bring back to the next Special Council meeting 11/22/11. Seconded by Laura J. Gordon. Motion carried. Jeff Gordon is to send the adjusted Operating Budget to Council by November 18th for Council's review.

COMMUNITY INPUT/ANNOUNCEMENTS

Linda Lamoreaux stated there were complaints on Legendary Waters buffet and the waitress's being slow. This will be forwarded to Jeff Gordon.

George Newago asked about the National Park Facility. Chairperson stated they just got the feasibility study on Friday, and will have a planning meeting soon just waiting for more information that was asked for.

Chair person announced there is a two year Native American Leadership program looking for conference participants for government issues etc. First meeting is scheduled in Washington, DC. Deadline is November 1st. For more information contact the Chairperson.

CASINO REPORT

Marvin Defoe moved to go into Executive Session with Tribal members for the Casino Financial report. Seconded by Mike Gurnoe. Motion carried.

Marvin Defoe moved to return to Regular Session. Seconded by Joanne Peterson. Motion carried.

General Manager Jeff Gordon announced bingo will be starting in November 2011. Sunday will be for the charitable bingo's and yes, they can bring food in. There will be pack bingo starting on Wednesday evenings in November. There is a bingo meeting planned for October 28, 2011.

Marvin Defoe moved to approve the Casino Financial Report. Seconded by Jeanne Gordon. Motion carried.

COMPLIANCE REPORT

Tom Jeffords had been really busy managing both the Compliance Department and Gaming Commission. Tom Jeffords attended weekly managers meeting. Tom Jeffords also met with Roe & Meyers to set up the end of the year audit.

Jim Pete moved to approve the Compliance Report. Seconded by Laura J. Gordon. Motion carried.

GAMING COMMISSION REPORT

The audit schedule is attached. All departments should be ready for the audit. The State will be here on October 24, 2011. Tom had sent the State the information they had requested. Tom Jeffords reported that all machines on the gaming floor have been tested 100 %.

Laura J. Gordon moved to approve the Gaming Report. Seconded by Jeanne Gordon. Motion carried.

CASINO/HOTEL UPDATE

Ron Jack is not here for the report. He will be here for the testing that will be done this evening on the water. Once the Analysis is done Ron Jack will come back to Council and give an update.

NEW BUSINESS

FROG BAY AGREEMENT

Mike Gurnoe moved to approve the Frog Bay agreement. Seconded by Robert Bear. Motion carried.

PAC TEAM REVIEW

Discussed cubic feet of soil and anticipation of approximately 30 trucks loads for the community garden. The PAC team recommended to proceed, land use was accepted, approved dollar amount \$39,500 the hard way otherwise \$26,000. It is the same for the community garden. Legal to review the contract. Discussed. Marvin Defoe moved to approve the PAC application subject to conditions. Seconded by Jeanne Gordon. Motion carried.

IHS SANTATION FACILITIES CONTRACT AMENDMENTS

Brian Goodwin stated they are proceeding with construction costs for FY 2012, eligibility criteria was met for the needs of the community members. Discussed the program, the list which Council has not seen, breakdown on costs. Robert Bear moved they are to work with procurement. Seconded by Mike Gurnoe. Amend motion to add that a narrative be written justifying services and to be attached to the contract for audit purposes. Second concurs. Motion carried.

RESOLUTION – AMBULANCE INTERCEPT AGREEMENTS

Robert Bear moved to approve the Resolution **10/18/11A** pertaining to the Ambulance Intercept Agreement, authorizes signature of the Chairperson. Seconded by Joanne Peterson. Motion carried.

TENANT ASSOCIATION

No updates at this time.

APPOINT GAMING COMMISSION MEMBER

Marvin Defoe moved to appoint Dennis Soulier to the Gaming Commission. Seconded by Bryan Bainbridge. Motion carried.

POW-WOW COMMITTEE RESIGNATIONS

Robert Bear moved to accept resignations for Theresa Gordon and Mike Topping Sr. from the Pow-wow Committee. Seconded by Laura J. Gordon. It was recommended to send them a letter thanking them for their services. Motion carried.

JOM COMMITTEE RESIGNATION

Mike Gurnoe moved to accept the resignation of Terry Barningham from the JOM Committee. Seconded by Joanne Peterson. It was recommended to send a letter thanking Terry for her services. Motion carried.

CONSTITUTION COMMITTEE

No updates at this time.

LCO TRIBAL COUNCIL AND BOARD OF REGENTS DISCUSSION

A suggestion is that a Task Force be established made up of members from LCO, Bad River, Red Cliff and the Board of Regents to explore options available. Interested is Dee Gokee-Rindal, Marvin Defoe, Jim Pete with Carmen VanderVenter as an alternate, send a letter with these names.

EMPLOYEE HANDBOOK CHANGES

The changes to the Employee Handbook are Part 40 and 382 of federal regulations. This change has to be added for testing of the CDL drivers. Chief Bill Mertig will check with the Sheriff's office on testing of Law Enforcement drivers.

Marvin Defoe moved to adopt Part 40 and 382 by reference to the Employee Handbook. Seconded by Joanne Peterson. Motion carried.

Mike Gurnoe moved to go into Executive Session. Seconded by Jim Pete. Motion carried,

Jeanne Gordon moved to return to Regular Session. Seconded by Laura J. Gordon. Motion carried.

Mike Gurnoe moved to go with the recommendation of Sara Wroblewski for the position of Natural Resource Specialist. Seconded by Joanne Peterson. Motion carried.

Jeanne Gordon moved to go with the recommendation of John Schmid for the position of Radiology Technologist. Seconded by Laura J. Gordon. Motion carried,

Bryan Bainbridge moved to go with the recommendation of Jacob Maas for the position of Environmental Health Specialist. Seconded by Marvin Defoe. Motion carried.

Joanne Peterson moved to go with the recommendation of Jamie Nelson for the position of Medical Assistant and to repost for the second position. Seconded by Bryan Bainbridge. Motion carried.

Marvin Defoe moved to go with the recommendation of Don Gordon Sr. for the position of Home Delivered Meal Program Driver. Seconded by Mike Gurnoe. 1 abstention (Jeanne Gordon). Motion carried.

Joanne Peterson moved to go with the recommendation of Alex Villiard for the position of Cook Assistant/Relief Cook. Seconded by Jeanne Gordon. Motion carried.

Marvin Defoe moved to go with the recommendation of Richard LaFerner for the position of Tribal Aging & Disability Resource Specialist. Seconded by Joanne Peterson. Motion carried.

Jeanne Gordon moved to go with the recommendation of Chris Hillert for the position of DATA Worker for ICW, Seconded by Laura J. Gordon. Motion carried.

Jeanne Gordon moved to adjourn. Seconded by Laura J. Gordon. Motion carried.

Adjourned at 8:30 p.m.

Respectfully Submitted:



Kathy Hanson
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary
Red Cliff Tribal Council